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Filing date: **10/11/2011**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91201666
Party	Defendant Desalla Trading Company
Correspondence Address	MATTHEW H. SWYERS, ESQ. THE TRADEMARK COMPANY 344 MAPLE AVE W STE 151 VIENNA, VA 22180-5612  admin@thetrademarkcompany.com
Submission	Answer
Filer's Name	Matthew H. Swyers
Filer's e-mail	mswyers@thetrademarkcompany.com
Signature	/Matthew H. Swyers/
Date	10/11/2011
Attachments	Answer.pdf ( 4 pages )(22569 bytes )

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
The Trademark Trial and Appeal Board**

Serial No. 85/156,141,  
For the mark CUTLERYANDBEYOND,

Cutlery and More, LLC,

Opposer,

vs.

Desalla Trading Company,

Applicant.

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Opposition No. 91201666

**ANSWER AND GROUNDS OF DEFENSE**

COMES NOW the Applicant, Desalla Trading Company (hereinafter “Applicant”), by and through counsel, The Trademark Company, PLLC, and files its Answer and Grounds of Defense to the Notice of Opposition and in response to Opposer’s allegations states as follows:

**ANSWER**

Applicant is without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in the Introductory Paragraph of the Notice of Opposition and therefore denies the same. In response to the specifically enumerated paragraphs of the Notice of Opposition, Applicant responds as follows:

1. Applicant is without knowledge or information sufficient to form a belief as to the truth of the allegations of Paragraph 1 of the Notice of Opposition and therefore denies the same.
2. Applicant is without knowledge or information sufficient to form a belief as to the truth of the allegations of Paragraph 2 of the Notice of Opposition and therefore denies the same.
3. Applicant denies the allegations of Paragraph 3 of the Notice of Opposition as phrased and demands strict proof thereof.

4. Applicant is without knowledge or information sufficient to form a belief as to the truth of the allegations of Paragraph 4 of the Notice of Opposition and therefore denies the same.

5. Applicant denies the allegations of Paragraph 5 of the Notice of Opposition as phrased and demands strict proof thereof.

6. Applicant is without knowledge or information sufficient to form a belief as to the truth of the allegations of Paragraph 6 of the Notice of Opposition and therefore denies the same.

7. Applicant denies the allegations of Paragraph 7 of the Notice of Opposition as phrased and demands strict proof thereof.

8. Applicant is without knowledge or information sufficient to form a belief as to the truth of the allegations of Paragraph 8 of the Notice of Opposition and therefore denies the same.

9. Applicant denies the allegations of Paragraph 9 of the Notice of Opposition and demands strict proof thereof.

10. Applicant denies the allegations of Paragraph 10 of the Notice of Opposition and demands strict proof thereof.

11. Applicant denies the allegations of Paragraph 11 of the Notice of Opposition as phrased and demands strict proof thereof.

12. Applicant admits the allegations of Paragraph 12 of the Notice of Opposition.

13. Applicant denies the allegations of Paragraph 13 of the Notice of Opposition as phrased and demands strict proof thereof.

14. Applicant is without knowledge or information sufficient to form a belief as to the truth of the allegations of Paragraph 14 of the Notice of Opposition and therefore denies the same.

15. Applicant denies Paragraph 15 of the Notice of Opposition and demands strict proof thereof.

Applicant further denies all allegations not specifically, actually or constructively, admitted in the foregoing paragraphs of this Answer and Grounds of Defense.

WHEREFORE, Applicant prays that the Notice of Opposition be dismissed.

Respectfully submitted this 11<sup>th</sup> day of October, 2011.

THE TRADEMARK COMPANY, PLLC

/Matthew H. Swyers/

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Counsel for Applicant

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**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that I caused a copy of the foregoing this 11<sup>th</sup> day of October,  
2011, to be served, via first class mail, postage prepaid, upon:

Charles C. Valauskas, Esq.  
Valauskas Corder, LLC  
150 South Wacker Drive, Suite 620  
Chicago, IL 60606

/Matthew H. Swyers/  
Matthew H. Swyers